



Federal Communications Commission
Washington, D.C. 20554

August 12, 2011

DA 11-1399

Mr. Warren C. Havens
2509 Stuart Street
Berkeley, CA 94704

Dear Mr. Havens:

On June 6, 2011, Warren C. Havens, Environmental, LLC, Skybridge Spectrum Foundation, Intelligent Transportation & Monitoring Wireless, LLC, Verde Systems, LLC, Telesaurus Holdings GB, LLC, and V2G, LLC (Petitioners) filed a petition for reconsideration¹ of the *Order*, released May 5, 2011,² denying the Petitioner's petition to deny³ the above captioned application of Paging Systems, Inc. ("PSI") to renew its licenses for Common Carrier Fixed Point-to-Point Part 101 Microwave Stations WLS832, WLS834, WLS838, WLS839, WLS844, WLS849, and WLS861.⁴ For the reasons stated below, we dismiss the Petition as moot.

On July 27, 2011, PSI filed applications to cancel the licenses for Stations WLS832, WLS834, WLS838, WLS839, WLS844, WLS849, and WLS861.⁵ The licenses were cancelled on August 10, 2011.⁶ Accordingly, the relief Petitioners seek with respect to these licenses is now moot. To the extent Petitioners have made arguments contained in the Petition in other pleadings, our dismissal of the Petition is without prejudice to consideration of those arguments in the appropriate contexts.⁷

¹ Warren C. Havens, Environmental, LLC, Skybridge Spectrum Foundation, Intelligent Transportation & Monitoring Wireless, LLC, Verde Systems, LLC, Telesaurus Holdings GB, LLC, and V2G, LLC, Petition for Reconsideration (filed June 6, 2011) (Petition). On June 21, 2011, PSI filed an Opposition to the Petition, and the Petitioners filed a reply on July 1, 2011.

² Paging Systems, Inc.'s Renewal Application for Common Carrier Fixed Point to Point Microwave, *Order*, 26 FCC Rcd 6653 (FCC WTB BD 2011) (*Order*). The *Order* found that Petitioners' allegations regarding PSI's character qualifications, which relate to other PSI licenses and are the subject of other pending proceedings, were more appropriately addressed in those other proceedings in which the Petitioners have raised them. See *id.* at 6653-6654 ¶3.

³ Warren C. Havens, Environmental, LLC, Skybridge Spectrum Foundation, Intelligent Transportation & Monitoring Wireless, LLC, Verde Systems, LLC, Telesaurus Holdings GB, LLC, and V2G, LLC, Petition to Deny, or in the Alternative Section 1.41 Request (filed Mar. 4, 2011) (Petition to Deny). PSI filed an opposition. Paging Systems, Inc., Opposition to Petition to Deny, or in the Alternative, Section 1.41 Request (filed Mar. 17, 2011) (Opposition to Petition to Deny).

⁴ File Nos. 0004593703; 0004593704; 0004593705; 0004593786; 0004593794; 0004593831; 0004593941 (filed Jan. 28, 2011) (Renewal Applications). The Renewal Applications were granted on May 5, 2011.

⁵ File Nos. 0004817160; 0004817161; 0004817162; 0004817163; 0004817164; 0004817165; 0004817166 (filed July 27, 2011).

⁶ Notices of License Cancellation, Ref. Nos. 5201181-5201187 (Aug. 11, 2011).

⁷ We note that the Commission has held that Petitioners' allegations against PSI are more appropriately considered in connection with pending proceedings relating to the PSI licenses that are the subject of Petitioners' allegations. See Paging Systems, Inc., *Memorandum Opinion and Order*, 25 FCC Rcd 450, 454 ¶ 8 (2010), *recon pending*.

Accordingly, IT IS ORDERED that, pursuant to Sections 4(i) and 405 of the Communications Act, as amended, 47 U.S.C. §§ 154(i), 405, and Section 1.106 of the Commission's Rules, 47 C.F.R. § 1.106, the Petition for Reconsideration filed on June 6, 2011 by Warren C. Havens, Environmental, LLC, Skybridge Spectrum Foundation, Intelligent Transportation & Monitoring Wireless, LLC, Verde Systems, LLC, Telesaurus Holdings GB, LLC, and V2G, LLC with respect to File Nos. 0004593703, 0004593704, 0004593705, 0004593786, 0004593794, 0004593831, and 0004593941, and all responsive pleadings, ARE DISMISSED AS MOOT.

This action is taken under delegated authority pursuant to Sections 0.131 and 0.331 of the Commission's rules, 47 C.F.R. §§ 0.131, 0.331.

FEDERAL COMMUNICATIONS COMMISSION

John J. Schauble
Deputy Chief, Broadband Division
Wireless Telecommunications Bureau

cc: Audrey P. Rasmussen, Esq.
Hall, Estill, Hardwick, Gable, Golden, and Nelson, P.C.
1120 20th Street, N.W.
Suite 700, North Building
Washington, D.C. 20036-3406